

01-06-2004



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SHEET

OFFICE OF PUBLIC RECORDS
2004 APR -1
FINANCE SECTION
9-26

TO: The Commissioner of Patents and Trademarks: Please record attached original document(s) of copy(ies).

Submission Type

- ☒ New
- ☐ Resubmission (Non-Recordation)
Document ID #
- ☐ Correction of PTO Error
Reel # Frame #
- ☐ Corrective Document
Reel # Frame #

Conveyance Type

- ☐ Assignment ☐ License
- ☐ Security Agreement ☐ Nunc Pro Tunc Assignment
Effective Date
Month Day Year
- ☐ Merger
- ☐ Change of Name
- ☒ Other RELEASE OF SECURITY INTEREST AGREEMENT

Conveying Party

☐ Mark if additional names of conveying parties attached

Name WACHOVIA BANK, NATIONAL ASSOCIATION

Execution Date
Month Day Year
03-25-04

Formerly FIRST UNION NATIONAL BANK

- ☐ Individual ☐ General Partnership ☐ Limited Partnership ☒ Corporation ☐ Association
- ☐ Other
- ☐ Citizenship/State of Incorporation/Organization

Receiving Party

☐ Mark if additional names of receiving parties attached

Name A. SMITH BOWMAN DISTILLERY, INCORPORATED

DE/JAKATA

Composed of

Address (line 1) ONE BOWMAN DRIVE

Address (line 2)

Address (line 3) FREDERICKSBURG

VA

State/Country

22408

Zip Code

- ☐ Individual ☐ General Partnership ☐ Limited Partnership
- ☒ Corporation ☐ Association
- ☐ Other
- ☐ Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

Refund Ref
04/05/2004 MGETACHE 0000135325

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CHECK Refund Total \$45.00

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Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK

REEL: 002943 FRAME: 0175

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

4

Trademark Application Number(s) or Registration Number(s)

☐

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,062,499"/>	<input type="text" value="75/421,687"/>	<input type="text" value="75/421,686"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="347,081"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties

Enter the total number of properties involved.

#

4

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

160.00

Method of Payment:

Enclosed ☒

Deposit Account ☐

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes ☐

No ☐

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Name of Person Signing

Signature

Date Signed

**TERMINATION AND RELEASE
OF SECURITY INTEREST IN TRADEMARKS**

TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS, dated as of March 25, 2004, by **WACHOVIA BANK, NA (fka First Union National Bank)** ("Secured Party").

WHEREAS, pursuant to the terms of a **Security Interest Agreement** (as amended, modified, extended or restated from time to time, the "Agreement") between **A. Smith Bowman Distillery, Incorporated** (the "Company") and the Secured Party, the Company granted to the Secured Party a security interest in and lien on all of the trademarks and trademarks applications identified on **Exhibit A** attached hereto (collectively, the "Pledged Trademarks"); and

WHEREAS, the Agreement was recorded with the United States Patent and Trademark Office on **December 9, 1998** at Reel/Frame **1825/0321-0330** and,

WHEREAS, the Secured Party has agreed to terminate and release its security interest in the **Pledged Trademarks** as herein provided;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Secured Party hereby terminates and releases its security interest in and lien on all of the **Pledged Trademarks** effective as of the date first set forth above.

This Termination and Release may be executed in any number of counterparts which shall together constitute one and the same agreement.

IN WITNESS WHEREOF, the Secured Party has executed this Termination and Release, to take effect as of the date first set forth above.

**Wachovia Bank, NA fka
First Union National Bank
Secured Party**

By: _____

Kimberly A. Hodges
Kimberly A. Hodges, Vice President

STATE OF VIRGINIA
ROANOKE COUNTY

I, **Wanda Wills**, Notary Public of the aforesaid County and State, do hereby certify that **Kimberly A. Hodges** personally appeared before me this day and acknowledged that she is the Vice President of **WACHOVIA BANK, NA** (the "Secured Party"), a national banking association, and that by authority duly given and as an act of the Secured Party, the foregoing instrument was signed in its name by her.

Witness my hand and notarial seal this 25th day of March, 2004.

Wanda Wills

Notary Public

My Commission Expires: 01-31-07

1829275.01
LIB:

**TRADEMARK
REEL: 002943 FRAME: 0177**

SCHEDULE A

<u>Serial/Registration Number</u>	<u>Mark</u>	<u>Status/Date of Registration</u>
2,062,499	Bowman's	Registered (5/20/97)
75/421,687	VG 90 Logo	Pending
75/421,686	Fox Head Logo	Pending
347,081	Virginia Gentleman	Registered (6/15/37)